

TDH

JUL 30 2004

Michael N. Milby, Clerk

HONORABLE KEITH P. ELLISON, Presiding at the Laredo Division
CASE MANAGER: Terry De Hoyos COURT REPORTER: Val Castano
JSPO: None USM: Art Thomas
INTERPRETER: Louie Marquez (Not Used) SET: 11:00 a.m.
11:00 a.m. / 12:00 noon A.M/ P.M. DATE: 7/30/04

CRIMINAL NO 5:03-CR-1941

DEFT (06)(07)(09)(10)

UNITED STATES OF AMERICA

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§
§

AUSA Marina Marmolejo

V.

George Adrian Hernandez, Marco Antonio Morales,
John Wildenberg, Jimmie Lee Thomas

Luis A. Figueroa, F. Javier Montemayor
David Almaraz, Alonzo Ramos

HEARING

☒ KMHRGH. Motion hearing held.
☒ Hearing held on Motion in Limine, Motion for Severance, Objections and other issues
pending trial on Wednesday, 8/4 at 8:30 a.m.

☒ Evidence presented (exhibits admitted or testimony given):
testimony by both parties

☒ Order to be entered

☐ All motions not expressly decided or denied without prejudice to being reurged.

☐ kjytrl. Jury trial set _____ at _____

☐ DCNTGVMOT Ct(s) _____ dismissed on Government's oral Motion.

☐ kcallhrg **Call Hearing** for sentence; Case reset for _____ at _____ AM/PM

☒ Bond Continued

☐ Bond Revoked ☐ Bond Forfeited

☒ REMANDED to custody of U. S. Marshal

☒ OTHER: Motion in Limine is granted. Discovery/Objection as to authentication -- Mr. Almaraz and
Figueroa agreed to bring custodian record or file. As to Mr. Brown's letter, this letter will not be used at trial. The
Court agreed that the letter would be used only if Mr. Brown testifies. Mr. Ramos advised the Court that Mr.
Thomas and Mr. Ramirez do not know each other. Mr. Ramos also requested from the Court an Identity Hearing.
The Court advised Mr. Ramos to present himself early prior to Jury Selection on Wednesday and a hearing might
be done but that it would go under advisement. As to the Motion for Severance, the Court denied motion and
advised Mr. Almaraz that trial would continue with all defendants. As to the Court's Jury Instructions, all parties
agreed to use the Bifurcated Form. The Court agreed with parties. The AUSA advised the Court that she was
bringing 40 witnesses and this trial would only last one week. The Court adjourned at 12:00 noon.

*Mr. Ramos appeared telephonically
and waived presence of def +.
All other parties were present.*